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U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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DEPUTY

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

BRAILEY LANDRY, a minor, by and
through her Guardian Ad Litem, Jeanna
Mealer; and JENSEN LANDRY, an
individual,

Plaintiffs,

vs.

THE UNITED STATES OF AMERICA,

Defendant.

) Case No. 3:13-cv-00537-H-WVG
)
) **ORDER APPROVING**
) **COMPROMISE OF DISPUTED**
) **CLAIM OF MINOR**
) *(Doc. #6)*
)
)
)
)
)

Petitioner, Jeanna Mealer, Guardian Ad Litem and maternal grandmother to Plaintiff, BRAILEY LANDRY, a minor, has petitioned the Court for approval of the compromise of BRAILEY LANDRY's claim in this action. BRAILEY LANDRY's claim is against sole Defendant, The United States of America, for the alleged medical negligence of Camp Pendleton Naval Hospital and its staff.

1 **FOR GOOD CAUSE SHOWN, THE COURT ORDERS THAT:**

2 1. The petition is GRANTED. The proposed compromise of BRAILEY
3 LANDRY's claim is approved.

4 2. The gross value of the settlement in favor of BRAILEY LANDRY is
5 **\$12,850.00.**

6 3. **Payment of Fees and Expenses:** The gross amount of the settlement
7 shall be made payable to the trust account for Plaintiffs' attorneys – "Janice F.
8 Mulligan, A.P.C. – Client Trust Account." Plaintiff's attorneys are authorized to pay
9 fees and expenses out of the gross settlement amount as follows:

10 a. Attorney's fees to Janice F. Mulligan, A.P.C. in the amount of
11 \$3,212.50.

12 b. Reimbursement to Janice F. Mulligan, A.P.C. for costs advanced
13 in the amount of \$662.35.

14 4. **Blocked Account:** The balance of the settlement available for
15 BRAILEY LANDRY after payment of all allowed fees and expenses is **\$8,975.15.**

16 a. \$8,975.15 shall be promptly deposited by Plaintiffs' attorneys into
17 an interest bearing, federally insured, blocked account in the name
18 of BRAILEY LANDRY. Petitioner Jeanna Mealer will be
19 indicated as the custodian for the account.

20 b. The blocked account will be held at United Community bank, 182
21 Blue Ridge Dr McCaysville, GA 30555, (706) 492-5900. Account
22 no. 3047123744. Routing no. 061112843.

23 c. BRAILEY LANDRY is a minor, born on April 25, 2010.

24 d. No withdrawals of principal or interest shall be made from the
25 blocked account without written order under the case name and
26 number, signed by a judge, and bearing the seal of this court, until
27 the minor attains the age of 18 years. When the minor attains the
28 age of 18 years, the depository, without further order of this court,

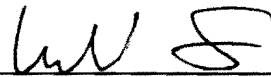
1 is authorized and directed to pay by check or draft directly to the
2 former minor, upon proper demand, all moneys including interest
3 deposited under this order. The money on deposit is not subject to
4 escheat.

5 **e. The petitioner and petitioner's attorney shall deliver a copy of**
6 **this order to the depository. The depository's**
7 **acknowledgement of receipt of this order and the funds shall**
8 **be filed with this court within 30 days of deposit.**

9 5. Petitioner is authorized and directed to execute any and all documents
10 reasonably necessary to carry out the terms of the settlement.

11
12
13 Dated:

5/31/13



Hon. William V. Gallo

UNITED STATES MAGISTRATE JUDGE